

MITSUBISHI TANABE PHARMA CORPORATION,	}	IPC No. 14-2015-00538
Opposer,	}	Opposition to:
	}	Application No. 4-2015-00005506
-versus-	}	Date Filed: 22 May 2015
	}	
AJANTA PHARMA PHILIPPINES, INC.,	}	Trademark: TENELI
Respondent-Applicant.	}	
x-----x		Order No. 2016 - <u>34</u> (D)

**ORDER**

AJANTA PHARMA PHILIPPINES, INC. ("Respondent-Applicant") filed on 12 February 2016 a letter, which is treated by the Respondent-Applicant as a Verified Answer to the notice of opposition. The said letter-Verified Answer provides, among other things, that:

"The above-mentioned trademark nearly resembles the mark TENELIA of Mitsubishi Tanabe Pharma Corporation with the same class of goods hence a Voluntary Surrender/Abandonment was being applied in your office dated July 10, 2015 x x x.

We are continuously receiving ORDERS from your office and SUBMISSIONS from Mitsubishi Pharma Corp. in which abandonment has been filed long time ago. Hoping this case will be closed in favor of the Opposer as we are no longer interested to continue the pending application for the said mark."


Attached to the Verified Answer is a copy of the letter of Voluntary Surrender/Abandonment of the trademark TENELI bearing Application No. 4-2015-00005506 filed with the Bureau of Trademarks on 10 July 2015.

With the voluntary surrender/abandonment by the Respondent-Applicant of its trademark application, there is no more factual or legal basis to proceed with this case.

**WHEREFORE**, premises considered, the instant case is hereby **DISMISSED**. Let the filewrapper of Trademark Application No. 4-2015-00005506 be returned, together with a copy of this Order and the Respondent-Applicant's letter, to the Bureau of Trademarks for information and appropriate action.

**SO ORDERED.**

Taguig City, 19 February 2016.

  
Atty. NATHANIEL S. AREVALO  
Director IV, Bureau of Legal Affairs

Copy furnished:

**E. B. ASTUDILLO & ASSOCIATES**

*Counsel for Opposer*

Citibank Center, 10<sup>th</sup> Floor

8741 Paseo de Roxas, Makati City

**AJANTA PHARMA PHILIPPINES, INC.**

*Respondent-Applicant*

1702 AXA Life Center

1286 Sen. Gil Puyat Avenue corner Tindalo St.

Brgy. San Antonio, Makati City 1203